

McCARTHY, JOHNSON & MILLER
Law Corporation
DIANE SIDD-CHAMPION, ESQ., #78140
ELIZABETH MASSON, ESQ., # 240812
595 Market Street, Suite 2200
San Francisco, CA 94105
Telephone: (415) 882-2992
Facsimile: (415) 882-2999
E-mail: emasson@mjmlaw.us

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BOARD OF TRUSTEES OF THE PLASTERING
INDUSTRY WELFARE TRUST FUND; BOARD

OF TRUSTEES OF THE NORTHERN
CALIFORNIA PLASTERING INDUSTRY

PENSION TRUST FUND; BOARD OF TRUSTEES
OF THE OPERATIVE PLASTERERS LOCAL

UNION NO. 66 SUPPLEMENTAL RETIREMENT
BENEFIT FUND; BOARD OF TRUSTEES OF THE

OPERATIVE PLASTERERS LOCAL UNION
NO. 66 JOURNEYMAN AND APPRENTICE

TRAINING TRUST FUND; and BOARD OF
TRUSTEES OF THE PLASTERING INDUSTRY

LABOR-MANAGEMENT COOPERATION
COMMITTEE TRUST FUND,

Plaintiffs,

v.

EZELL EALY, JR. d/b/a EZELL'S PLASTERING
CO.,

Defendant.

Case No. C 06 7299 MHP

~~(PROPOSED)~~

JUDGMENT BY DEFAULT
(Fed. R. Civ. P. 55(b)(2))

Date: May 14, 2007

Time: 2:00 p.m.

Courtroom: 15

Defendant Ezell Ealy, Jr. d/b/a Ezell's Plastering Co., having failed to plead or otherwise
defend in this action;

Now upon motion of the Plaintiffs and upon declaration that Defendant is indebted to Plaintiffs
for attorneys' fees and costs, that Defendant is not an infant or incompetent person, and that Defendant

1 is not in the military service of the United States,

2 Defendant is hereby ORDERED to submit to an audit for the period from July 2001 to date of
3 audit, and to produce all records necessary to determine whether Defendant has fully met all of its
4 obligations to report and pay fringe benefit contributions to Plaintiffs for all hours paid for or worked
5 by its employees.

6 Defendant is further ORDERED to pay attorneys' fees of \$ 4,214.00 and costs of \$425.00, for
7 a total of \$4,639.00.

8
9 Dated: July 19, 2007

